

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Accommodation - Residential - Allotment of 2-RT Govt. Quarter No.C-139, Patigadda Colony, Secunderabad to Sri M.V. Subbaiah, Asst., A.P. High Court, Hyderabad in lieu of his present SRT Qr.No.D-32 in the same colony - Orders - Issued.

GENERAL ADMINISTRATION (ACCOM.C2) DEPARTMENT

G.O.Ms.No. 606

Dated:30th November, 2009

Read the following:-

- 1.G.O.Ms.No.248, G.A(Accom.B)Dept., Dt.17-5-1973.
- 2.Repn. from Sri M.V.Subbaiah, Assistant, High Court of A.P., Hyd. & R/o. Govt. Quarter No.D-32, Patigadda Colony, Sec'bad, dt. NIL
3. Govt. Memo.No.14897/Accom.C2/2008, dt.2-5-2008
4. From the High Court of A.P., order dt. 29-4-2009 in W.P.No.16357 of 2008, filed by Sri M.V.Subbaiah, Assistant, High Court of A.P., Hyd.
5. Repn. from Sri M.V. Subbaiah, Asst., A.P. High Court, Hyd., 2-7-2009
6. Govt.Memo.No.28253/Accom.C2/2008-7, GA(Accom.C2) Dept., dt.4-8-2009
7. Repn. from Sri M.V. Subbaiah, Asst., A.P. High Court, Hyd., 13-8- 2009
8. Govt.Memo.No.28253/Accom.C2/2008-8, GA(Accom.C2) Dept., dt.22-8-2009
9. From the Estate Officer, Hyd., Letter No.C/C-139/PG/1032/09, Dt.31-8-2009
10. Repn. from Sri M.V. Subbaiah, Asst., A.P. High Court, Hyd., Dt. 9-10-2009

&&&&

ORDER:

In the reference 2nd read above, Sri M.V. Subbaiah, Assistant, High Court of A.P., Hyderabad has requested for allotment of 2-RT Govt. Quarter No.C-139, Patigadda Colony in lieu of his present SRT Govt. Quarter No.D-32 in the same Colony. His request was examined and rejected vide reference 3rd read above.

2. Aggrieved by the said orders, he has filed W.P.No.16357/2008 in the Hon'ble High Court of A.P. In the reference 5th read above, the Hon'ble High Court of A.P. has passed the following orders in the said W.P.No.16357 of 2008 :

"The petitioner is an employee of the High Court. At present, he is residing in 2-RT type of Govt. Quarter bearing No.D-32 of Patigadda Colony. Anticipating that Qr.No.C-139, in the same colony, is going to become vacant, he submitted a representation to the respondents for allotment of the same. Through memo, dt.2-5-2008, the 2nd respondent rejected the request of the petitioner. The same is challenged in this W.P.

Heard learned counsel for the petitioner and learned Govt. Pleader for G.A.D.

As of now, the petitioner is staying in "D" Type of quarter. He intended to move to "C" type of quarter, which he is said to be entitled to. The petitioner anticipated that quarter No.C-139, in the same area, where he is living now, would become vacant. The record, however, discloses that the allottee of Quarter No.C-139, Mr.G.Suryanariman, an employee of the High Court is residing in it. Hence, no exception can be taken to the impugned memo. It is, however, made clear that as and when Quarter No.C-139 or any other quarter of similar type becomes vacant, the case of the petitioner shall also be considered.

3. In the reference 6th read above, Sri M.V.Subbaiah, Assistant, High Court of A.P., Hyd., has requested the Govt., for allotment of higher type 2-RT Govt. Quarter No.C-139 at Patigadda Colony in lieu of his present SRT Govt. Quarter No.D-32 in the same colony as per the Hon'ble High Court of A.P. Orders in W.P.No.16357/2008 dt.29-4-2009. His request has been examined and he was requested to choose any one of the vacant Quarter Nos.C-219, 221, 225, 229, 230, 231, 233 and 237 at Patigadda Colony, Sec'badvide ref. 7th read above.

4. In the reference 7th read above, Sri M.V. Subbaiah, Asst., High Court of A.P., has submitted his representation for allotment of the same 2-RT Govt. Quarter No.C-139, Patigadda Colony in lieu of his present SRT Govt. Quarter No.D-32 in the same Colony, stating that the quarters mentioned in Govt. Memo., are not in good condition.

5. In the reference 10th read above, the E.O., Hyd., has informed that it was found that the original allottee of Govt. Quarter No.C-139 at Patigadda Colony Sri G.Suryanariman is not residing in the quarter and some unauthorized persons are residing in the said premises as per the evidence available in the neighborhood. Therefore necessary action is being taken to evict the occupant by invoking the A.P.P.(E.O.U.O) Act, 1968.

(contd....p..2.)

6. After careful examination of the matter, Government hereby allot the 2-RT Govt. Qr.No.C-139, Patigadda Colony, Secunderabad on its vacation to Sri Sri M.V.Subbaiah, Assistant, High Court of A.P., Hyderabad as per Rule 13 of "Allotment of Govt. Quarters Rules, 1973", subject to the following terms and conditions:

1. The Allottee Officer is informed that (a) no request for change of the quarter either in the same colony or in any other colony will be entertained; (b) as per rules intimation about the occupation or other wise should be given to the Estate Officer, Hyderabad, within five days from the date of receipt of the allotment order by the officer concerned, failing which he/she may be liable for payment of rent in accordance with sub-rule (1) of Rule 12 for Allotment of Government Quarters Rules, 1973. (c) He/She is informed that if he/she fails to take possession of the quarter within eight days from the date of allotment order, he/she is liable to be debarred for a period of two years for purpose of allotment of Government quarters.
2. The Allottee shall pay rent at the rate of 10% of his/her emoluments or the Standard Rent of the quarter, whichever is less, besides foregoing H.R.A. Electricity and Water charges will also have to be borne by the Allottee.
3. If the Allottee subsequently avails House Building Advance at any time or constructs or purchases or acquires a ready built house or owns a house in his/her name anywhere in Greater Hyderabad, he/she should intimate the fact to General Administration (Accom.C) Department, Secretariat, Hyderabad and to the Estate Officer, Hyderabad. He/She should be prepared to vacate the Govt. Quarter forthwith if he/she owns a house in the Twin Cities in his/her name or his/her dependant's name.
4. The Allottee shall intimate the date of occupation of the quarter allotted to him/her within five days of taking possession of the quarter to (i) his/her Department in which he/she is working, (ii) Drawing and Disbursing Officer concerned (iii) Estate Officer, Hyderabad (iv) General Administration (Accom.) Department.
5. The Department concerned is requested to deduct the monthly rental amount every month from the Allottee's salary and credit it to the Head of Account "0216 Housing - 01 Government Residential Buildings - 106 - General Pool Accommodation - 01 Rents" and send a rental statement to the Estate Officer, Hyderabad every month.
6. The Drawing Officer concerned is requested to note that in cases of employees/officials who are Allottees of Government Quarters and who are transferred out of city, Last Pay Certificate should not be issued unless No Due Certificates are produced from the A.P.Transco and Water Works Departments.
7. The Drawing Officer concerned is requested to note that in respect of retired employees who are Allottees of Government Quarters, the Gratuity etc., should not be paid unless No Due Certificates are produced from A. P. Transco and Water Works Department.
8. The Department/the Officer concerned is also requested to intimate promptly to General Administration (Accom.C) Department and the Estate Officer, Rent Collection Unit, Hyderabad whenever the Allottee is transferred out of City, retired, resigned or is ousted from service, etc.
9. The Allottee should produce the following certificates and deposit receipt before the Estate Officer, Hyderabad and obtain Possession Memo of the allotted quarters positively within eight days from the date of allotment orders, viz., (1) Declaration of the Allottee that he/her or members of his family, do not own / own house anywhere in India (2) Certificates from the Pay Drawing Officer of the Allottee that he/her was sanctioned / not sanctioned H.B.A; (3) electricity and water meter readings shall be noted by the Allottee himself/herself in the presence of respective departmental field staff at the time of occupation and surrender of the quarter, duly attested by the Estate Officer, Hyderabad, failing which the Allottee is personally responsible for any variations in billing noticed at a later date.
10. In case, the Allottee is not interested in the occupation of the quarter allotted to him/her, he/she is requested to inform the General Administration (Accom.C) Department and Estate Officer, Hyderabad in writing within 8 days of the allotment orders. In case, no reply is received or the possession of the quarter is not taken within 8 days from the date of this order, this allotment is liable to be cancelled without any further notice.
11. If the Allottee Officer has furnished false / incorrect information and secured a quarter / flat, his/her allotment shall be cancelled without any prejudice to any other action that may be taken and penal rent will be recovered. The Allottee Officer should not erect any unauthorized structure in any part of the quarter / flat. If the quarter / flat is not used for bonafide residential use or if there is any breach of Allotment Rules, the allotment is liable to be cancelled forthwith.
12. Section 4(5) and (6) of the Allotment of Govt. Quarters Rules, 1973 strictly applies to this Allotment order.
13. In case, the allotment is on exchange basis, the Allottee Officer shall clear the arrears of rent, water and electricity charges of the present quarter and shall pay the deposits of electricity and water charges of the new quarter before taking possession memo from the Estate Officer, Hyderabad. The Estate Officer, Hyderabad is requested to inform the Allottee the date of physical vacation of the above quarter to enable him to take possession of the same within 8 days.
14. The provisions of A.P. Public Premises (Eviction of Unauthorized Occupants) Act, 1968 and A.P. Public Premises (Eviction of Unauthorized occupants) Rules 1968 apply to this allotment order in case of any violation of the terms and conditions of allotment by the allottee.

(contd....p.3.)

7. The Estate Officer, Hyderabad shall take necessary action to give physical possession of the quarter to the allottee on production of deposit receipts issued by the A.P.Transco and Water Works Department.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

N.V. RAMANA REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (ACCOM.)/FAC

To
Sri Sri M.V.Subbaiah, Assistant, High Court of A.P., Hyd.,
Sri Suryanariman, R/o. Qr.No.C-139, Patigadda Colony, Sec'bad
The Drawing Officers concerned
The Estate Officer, Hyderabad.
The Executive Engineer, (R&B), N.B.D., Nampally, Hyderabad.
The Deputy Chief Accountant, Elec. Rev. Office, A. P. Transco, Hyderabad.
The Executive Engineer, Water Works Division, Hyderabad.
The Asst.Executive Engineer (R&B), PWD, Patigadda Colony, Sec'bad,
The Pay and Accounts Officer, Hyderabad.
Copy to file No.28253/Accom.C2/2009.
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER